

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Anthony J. Dezonno,)
et al.)

Serial No.: 10/659,809)

Conf. No.: 5267)

Filed: September 11, 2003)

For: METHOD AND SYSTEM FOR)
ESTABLISHING VOICE)
COMMUNICATION USING)
A COMPUTER NETWORK)

Examiner: Anwah, Olish)

Art Unit: 2645)

CERTIFICATE OF MAILING

I hereby certify that this paper is
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February 3, 2006)
Date)
James A. Scheer)
Reg. No. 29,434)

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(b)

Commissioner of Patents
P. O. Box 1450
Alexandria, Virginia 22313

Sir or Madam:

In response to an Office Action dated November 4, 2005, applicant, through their attorneys, submit the subject Terminal Disclaimer Under 37 C.F.R. §1.321(b). Applicant and assignee note the Examiner's statement that a timely filed terminal disclaimer may overcome an actual or provisional rejection based on a non-statutory double patenting ground provided the conflicting application or patent is shown to be commonly owned with this application. The undersigned attorney submits on behalf of applicant, Anthony J. Dezonno and William R. Quayle and assignee, Rockwell Electronic Commerce Technology, LLC, a terminal disclaimer showing common

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ownership of the subject patent application and U.S. Patent No. 6,282,284 and U.S. Patent No. 6,621,899.

On behalf of applicant and assignee, the undersigned attorney represents that assignee owns the entire right, title and interest in the subject matter disclosed in the above-identified patent application. Applicant's attorney also represents that assignee owns the entire right, title and interest in the subject matter disclosed in U.S. Patent No. 6,282,284 and U.S. Patent No. 6,621,899.

Applicant and assignee hereby disclaim the terminal part of any patent granted on the above-identified patent application which would extend beyond the expiration date of commonly owned U.S. Patent No. 6,282,284 and commonly owned U.S. Patent No. 6,621,899.

Applicant and assignee acknowledge that any patent granted on the subject application shall be enforceable only for and during such period that said patent application is commonly owned with commonly owned U.S. Patent No. 6,282,284 and commonly owned U.S. Patent No. 6,621,899.

Applicant and assignee do not disclaim any terminal part of any patent granted on the above-identified patent application prior to the expiration date of the full term of U.S. Patent No. 6,282,284 and U.S. Patent No. 6,621,899 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally declaimed under 37 CFR §1.321(a), has all claims cancelled by reexamination certificate, or is otherwise terminated prior to expiration of its statutory term except for the separation of legal title stated above.

Applicant and assignee acknowledge that any patent granted on subject patent application serial No. 10/659,809 or any patent subject to reexamination proceedings shall be enforceable only

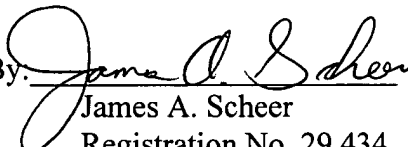
for and during such period that said patent is commonly owned with U.S. Patent No. 6,282,284 and U.S. Patent No. 6,621,899, which formed the basis for the rejection.

A check in the amount of \$130.00 as the disclaimer fee pursuant to 37 C.F.R. §1.20(d) is enclosed.

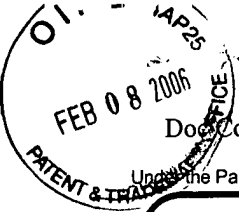
The Commissioner is hereby authorized to charge any deficiency in the required fee or to credit any overpayment to Deposit Account No. 23-0920. A duplicate copy of this document is enclosed.

Respectfully submitted,

WELSH & KATZ, LTD.

By: 
James A. Scheer
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February 3, 2006



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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL
for FY 2005**☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** **\$130.00****Complete if Known**

Application Number	10/659,809
Filing Date	September 11, 2003
First Named Inventor	Anthony J. Dezonno
Examiner Name	Anwah, Olish
Art Unit	2645
Attorney Docket No.	6065-90458

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Deposit Account Number: 23-0920 Deposit Account Name: Welsh & Katz, Ltd.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or any underpayment of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid(\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
_____ - 20 or HP = _____	x _____	\$50.00	\$0.00

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
_____ - 3 or HP = _____	x _____	\$200.00	\$0.00

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ - 100 = _____	/ 50 _____	_____ (round up to a whole)	x \$250.00	\$0.00

4. OTHER FEE(S)

Non-English specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Terminal Disclaimer Under 37 C.F.R. 1.321(b)**\$130.00****SUBMITTED BY**

Signature	<u>James A. Scheer</u>	Registration No. (Attorney/Agent)	29,434	Telephone	312-655-1500
Name (Print/Type)	James A. Scheer	Date	February 3, 2006		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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